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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Sep 12, 2024

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

DANIEL F. SHIRLEY,

No. 2:23-CV-00349-MKD

Plaintiff,

ORDER OF DISMISSAL AS TO
DEFENDANTS BMW OF NORTH
AMERICA, LLC, AND BMW
FINANCIAL SERVICES NA, LLC

v.

ECF No. 22

BMW OF NORTH AMERICA, LLC, a
foreign limited liability company; BMW
FINANCIAL SERVICES NA, LLC, a
foreign limited liability company; BMW
OF SPOKANE, a foreign limited
liability company,

Defendants.

Before the Court is a Stipulation of Dismissal with Prejudice, ECF No. 22.

Plaintiff and Defendants BMW of North America, LLC and BMW Financial
Services NA, LLC stipulate to the dismissal of all claims against those Defendants
with prejudice and without an award of costs or fees. *Id.* at 2. Defendant BMW of
Spokane does not object to the stipulated dismissal. ECF No. 23. Pursuant to Fed.
R. Civ. P. 41(a)(1)(B), an action may be dismissed at the plaintiff's request by

ORDER - 1

1 court order on terms that the court considers proper. The Court finds good cause to
2 grant the stipulated dismissal on the terms of the stipulation.

3 Accordingly, **IT IS HEREBY ORDERED:**

4 1. The Stipulation of Dismissal with Prejudice, **ECF No. 22**, is
5 **GRANTED.**

6 2. Pursuant to Fed. R. Civ. P. 41(a)(1)(B) and the parties' stipulation, all
7 claims brought by Plaintiff against Defendants BMW of North America, LLC and
8 BMW Financial Services NA, LLC are **DISMISSED with prejudice**, without an
9 award of fees or costs.

10 **IT IS SO ORDERED.** The District Court Executive is directed to file this
11 Order, provide copies to counsel, and **TERMINATE Defendants BMW of North**
12 **America, LLC and BMW Financial Services NA, LLC from this action.**

13 DATED September 12, 2024.

14 *s/Mary K. Dimke*
15 MARY K. DIMKE
16 UNITED STATES DISTRICT JUDGE
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